

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Monday, September 29, 2008, the following members were present:

Greg Jergeson, Chairman  
Doug Mood, Vice Chairman  
Brad Molnar, Commissioner, via the telephone  
Robert H. Raney, Commissioner  
Ken Toole, Commissioner

APPEARANCE

Justin Kraske, Legal Division  
Mike Lee, Utility Division

(345) In the matter of the Commission's discussion of N2008.7.90: PSC annual certification of ETC's to the FCC.

MOTION #1: Commissioner Toole moved to DENY the advocacy staff's recommendation to establish an escrow account to direct Qwest's ETC 2009 funds pending a final decision in Docket No. D2008.4.36 by the end of January 2009. Commissioner Raney seconded the motion, which passed unanimously.

MOTION #2: Commissioner Molnar moved to SUBMIT the annual certification letter to the FCC for ETC designation for FUSF funding. Commissioner Raney seconded the motion, which passed unanimously.

There being no further business to come before the Commission the meeting was adjourned.

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GREG JERGSON, Chairman

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DOUG MOOD, Vice Chairman

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BRAD MOLNAR, Commissioner

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ROBERT H. RANEY, Commissioner

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KEN TOOLE, Commissioner

ATTEST:

Verna Stewart  
Commission Secretary

(SEAL)

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, September 30, 2008, the following members were present:

Greg Jergeson, Chairman  
Doug Mood, Vice Chairman  
Brad Molnar, Commissioner, via the telephone  
Robert H. Raney, Commissioner  
Ken Toole, Commissioner

APPEARANCE  
Scott Fabel, Utility Division

(346) In the matter of N2008.9.114-AT&T Communications: On September 15, 2008, AT&T filed Tariff Transmittal 2008-09.

Commissioner Mood moved to APPROVE AT&T's Tariff Transmittal 2008-09, in Docket N2008.9.114. Commissioner Toole seconded the motion, which passed unanimously.

(347) In the matter of N2008.9.115-Verizon Business Service: On September 16, 2008, Verizon filed Transmittal letter No. 08-09 changes to its Tariff No.2.

Commissioner Raney moved to APPROVE Verizon's Transmittal letter No. 08-09, in Docket N2008.9.115. Commissioner Toole seconded the motion, which passed unanimously.

(348) In the matter of N2008.9.116-Verizon Business Service: On September 16, 2008, Verizon filed Transmittal letter No. 08-05 changes to its Price List Tariff.

Commissioner Mood moved to APPROVE Verizon's Transmittal letter No. 08-05, in Docket N2008.9.116. Commissioner Toole seconded the motion, which passed unanimously.

APPEARANCE  
Wayne Budt, Administrator  
Transportation & Centralized Services Division

(349) In the matter of TN2410: Mining City Taxi LLC, Butte, Montana requests a continuation of a fuel surcharge of \$.50 per fare on their passenger operations under PSC No. 321.

Commissioner Raney moved to APPROVE the fuel surcharge as requested. Commissioner Toole seconded the motion, which passed unanimously.

(350) In the matter of TN2411: UG, Inc. dba Capital Taxi, Helena, Montana, PSC No. 2111,

requests a continuation of a fuel surcharge of between \$.25 and \$1.50 per fare on their passenger operations.

Commissioner Toole moved to APPROVE the fuel surcharge as requested. Commissioner Mood seconded the motion, which passed unanimously.

(351) In the matter of the approval of Commission Minutes for the week of September 22, 2008:

Commissioner Toole moved to APPROVE the Commission Minutes for the week of September 22, 2008. Commissioner Mood seconded the motion, which passed unanimously.

APPEARANCE

Justin Kraske, Legal Division

(352) In the matter of the Commission's discussion of D2008.1.6: Blackfoot and Three Rivers both request issuance of Protective Orders.

Motion 1: Commissioner Mood moved to GRANT the Protective Order requested by Blackfoot covering the categories of information set forth in the motion. Commissioner Raney seconded the motion, which passed unanimously.

Motion 2: Commissioner Toole moved to GRANT Three River's request for Protective Order covering its financial and network information. Commissioner Raney seconded the motion, which passed unanimously.

APPEARANCE

Dave Burchett, Utility Division

(353) In the matter of the Commission's discussion of D2008.8.103: MDU service rendered bills.

Commissioner Jergeson moved to GRANT MDU's request to change "bills rendered" to "service rendered" bills permanent. Commissioner Molnar seconded the motion, which passed unanimously.

APPEARANCE

Justin Kraske, Legal Division  
Kim Moran and Dave Burchett, Utility Division

(354) In the matter of the Commission's discussion of D2004.7.99, D2004.12.192 and D2005.6.106: NorthWestern Energy's Motion to Strike Department of Health and Human Services reply brief.

Commissioner Raney moved to GRANT NorthWestern Energy's Motion to Strike from Department of Health and Human Service's reply brief those portions jointly agreed to by the parties including the attachment. Commissioner Toole seconded the motion, which passed unanimously.

APPEARANCE  
Justin Kraske, Legal Division  
Nickie Eck, Transportation Division

(355) In the matter of the Commission's discussion of T-08.10.PCN: Sage Knowles dba A-1 Taxi application for a Montana Intrastate Certificate of Public Convenience and Necessity.

Commissioner Toole moved to APPROVE the final order denying the Certificate of Public Convenience and Necessity for A-1 Taxi including minor editing changes. Commissioner Raney seconded the motion, which passed unanimously.

There being no further business to come before the Commission the meeting was adjourned.

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GREG JERGESON, Chairman

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DOUG MOOD, Vice Chairman

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BRAD MOLNAR, Commissioner

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ROBERT H. RANEY, Commissioner

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KEN TOOLE, Commissioner

ATTEST:

Verna Stewart  
Commission Secretary

(SEAL)